STAFFORDSHIRE
moorlands
DISTRICT COUNCIL
ACHIEVING · EXCELLENCE

Simon W. Baker B.Ed MBA MIMSPA
Chief Executive

Miss Maddie Lane
Lichfields
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London
N1 9RL

C/O Agent

Application no: SMD/2018/0050

Determined on: 27th March 2018

Town and Country Planning Act 1990
Town and Country Planning (Development Management Procedure) (England) Order 2015 (as Amended)

FULL PERMISSION FOR DEVELOPMENT

This permission does not carry any approval or consent which may be required under any enactment, bylaw, order or regulation (e.g. in relation to Building Regulations or the Diversion of Footpaths etc) other than Section 57 of the Town and Country Planning Act, 1990.

Location of Development:
Alton Towers Farley Lane Farley Staffordshire ST10 4DB

Description of Development:
The installation of lighting at the perimeters of the Car Park J, Alton Towers Resort.

In pursuance of their power under the above mentioned Act, Staffordshire Moorlands District Council Planning Authority, **HEREBY GRANTS PLANNING PERMISSION** for the development described above subject to the following condition(s):

1.The development hereby permitted shall be begun before the expiration of three years from the date of this permission.
Reason:- To comply with Section 91(1) of the Town and Country Planning Act 1990 (As Amended)

2.The development hereby permitted shall be carried out in accordance with the following approved plans:
373/98-1, 2, 3 and 4

3194-E-200-P
Reason:- For the avoidance of doubt and in the interests of proper planning, in accordance with the National Planning Policy Framework.

3.Excavations for the lighting columns and connecting cable ducts shall be carried out under the supervision of an arboricultural clerk of works in accordance with guidance set out in the Arboricultural Report by Ruskins Tree Consultancy reference 0817-2156-JGS Rev 2 dated January 2018 and submitted in support of the planning application hereby approved, with the Arboricultural Clerk of Works directing undisturbed retention of roots greater than 25mm in diameter within excavations, or re-alignment of cable ducting to avoid such roots, as appropriate.
Reason:- To safeguard existing trees and protect the character and appearance of the Conservation Area.

4.Before the commencement of development temporary protective fencing and advisory notices for the protection of the existing trees to be retained shall be erected in accordance with guidance in British Standard 5837:2012 Trees in Relation to Design, Demolition and Construction - Recommendations, and as set out in the Arboricultural Report by Ruskins Tree Consultancy reference 0817-2156-JGS Rev 2 dated January 2018 and submitted in support of the planning application hereby approved, provided that such barriers may be erected, retained in-situ and moved forward on a rolling basis in advance of and for the duration of excavations at any particular section of the car park periphery and need only be provided at the outer edge of the existing hard surfacing, in order to ensure no access onto the adjacent soft landscape and tree belt areas, unless otherwise agreed in writing by the Local Planning Authority (LPA). All works shall be carried out from and within the existing hard surfaced car park and beyond the temporary tree protection barriers there shall be no excavation, changes in ground levels, installation of underground services, provision of hard surfacing, passage of vehicles, storage of materials, equipment or site huts, tipping of chemicals, waste or cement, or lighting of fires unless otherwise agreed in writing by the LPA.
Reason:- To safeguard existing trees and protect the character and appearance of the Conservation Area.

5. No works to any trees referred to in the submitted Tree Condition Survey shall be carried out between 1st March and the end of 31st August in any year, unless a survey for nesting birds has been undertaken and it can be shown that birds are not nesting.. The results of the survey shall be submitted to and approved in writing by the Local Planning Authority. If birds are nesting work cannot proceed until the young have fledged and left and this has been confirmed in writing to the LPA by a qualified ecologist.
Reason:- To protect breeding birds

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6. The lighting hereby approved shall only be operated between the hours of 7am and 12 midnight on any day.
Reason:- In the interests of biodiversity, amenity and the character and appearance of the area.

Informative

1. This is considered to be a sustainable form of development which complies with the NPPF

X B.J. Haywood

Signed by: Ben Haywood
On behalf of Staffordshire Moorlands District Council

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NOTES

1. Approval under the Building Regulations may also be required. Advice in this respect can be obtained by contacting the Councils Building Control Section at BControl@staffsmoorlands.gov.uk

2. Where a vehicle is often driven across a grass verge or kerbed footway to and from premises adjoining a highway, the occupier of the premises may, be required to pay the cost of construction of a crossing, and/or may be required to comply with conditions, imposed by the Authority. You should contact the Highway Authority at Staffordshire County Council.

3. This consent is granted subject to conditions and it is the owner(s) and the person(s) responsible for the implementation of the development who will be fully responsible for their compliance throughout the development and beyond. An application will need to be made to discharge conditions and a fee is payable with the application. For more details please refer to our web site: www.staffsmoorlands.gov.uk If there is a condition that requires work to be carried out or details to be approved prior to the commencement of the development this is called a "condition precedent". The following should be noted with regards to conditions precedent:
   (a) If a condition precedent is not complied with, the whole of the development will be unauthorised and you may be liable to enforcement action.
   (b) Where a condition precedent is breached and the development is unauthorised, the only way to rectify the development is the submission of a new application.

4. Other conditions on this permission must also be complied with. Failure to comply with any condition may render the owner(s) and the person(s) responsible for the implementation of the development liable to enforcement action.

5. The permission is granted in strict accordance with the approved plans. It should be noted however that:
   (a) Any variation from the approved plans following commencement of the development irrespective of the degree of variation will constitute unauthorised development and may be liable to enforcement action.
   (b) Variation to the approved plans will require the submission of a new planning application.

6. If you are aggrieved by the decision of your local planning authority to refuse permission for the proposed development or to grant it subject to conditions, then you

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can appeal to the Secretary of State under section 78 of the Town and Country Planning Act 1990.

7. If the decision to refuse planning permission is for a householder application, and you want to appeal against your local planning authority's decision then you must do so within 12 weeks of the date of this notice.

8. If this is a decision to refuse planning permission for a minor commercial application, and you want to appeal against your local planning authority's decision then you must do so within 12 weeks of the date of this notice.

9. If this is a decision to refuse express consent for the display of an advertisement, if you want to appeal against your local planning authority's decision then you must do so within 8 weeks of the date of receipt of this notice.

10. If you want to appeal against your local planning authority's decision for any other type of development, including listed building consents then you must do so within 6 months of the date of this notice Appeals must be made using a form which you can get from the Secretary of State at Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN (Tel: 0303 444 5000) or online at https://acp.planninginspectorate.gov.uk

11. The Secretary of State can allow a longer period for giving notice of an appeal, but will not normally be prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal. The Secretary of State need not consider an appeal if it seems to the Secretary of State that the local planning authority could not have granted planning permission for the proposed development or could not have granted it without the conditions they imposed, having regard to the statutory requirements, to the provisions of any development order and to any directions given under a development order.

12. If either the local planning authority or the Secretary of State refuses permission to develop land or grants it subject to conditions, the owner may claim that he can neither put the land to a reasonably beneficial use in its existing state nor render the land capable of a reasonably beneficial use by the carrying out of any development which has been or would be permitted. In these circumstances, the owner may serve a purchase notice on the Council (District Council, London Borough Council or Common Council of the City of London) in whose area the land is situated. This notice will require the Council to purchase his interest in the land in accordance with the provisions of Part VI of the Town and Country Planning Act 1990.
13.